

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
MEDFORD DIVISION

DEER CREEK VALLEY NATURAL
RESOURCE CONSERVATION
ASSOCIATION,

1:12-cv-1596-CL

Plaintiff,

v.

ORDER

UNITED STATES BUREAU OF LAND
MANAGEMENT,

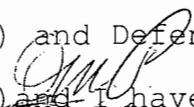
Defendant.

and
MURPHY COMPANY,

Intervenor Defendant

PANNER, District Judge:

Magistrate Judge Mark D. Clarke filed a Report and
Recommendation (#81), and the matter is now before this court.

See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Plaintiff filed objections (#83) and Defendants have responded to those objections (## 84, 86)  and I have reviewed the file of this case *de novo*. 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc., 656 F.2d 1309, 1313 (9th Cir. 1981).

I have given this matter *de novo* review. I find no error. Accordingly, I ADOPT the Report and Recommendation (#81). Plaintiff's Motion for Summary Judgment (#19) is DENIED. Intervenor Defendant Murphy Company's Motion for Summary Judgment (#37) is GRANTED.

IT IS SO ORDERED.

DATED this 4 day of February, 2014.



OWEN M. PANNER
U.S. DISTRICT JUDGE